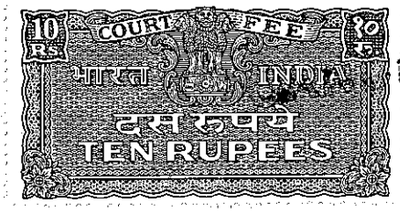
Single Bench



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IN THE HIGH COURT OF JUDICATURE AT BILASPUR

WRIT PETITION NO. 617 OF 2005

PETITIONER:
(Plaintiff)

Vijay Shanti Estate Pvt.Ltd, a company duly registered under the relevant provisions of Companies Act having its registered office at 84, Veer Nariman Road, Church Road, Mumbai (MS) inter-alia amongst other branches a branch office at Sadar Bazar, Raipur through the Director Shri Hiralal Daga, son of Late Jorawarmal Daga, resident of Sadar Bazar, Raipur (C.G.)

P.R. No. 606/05
Presented by Shri. Madhu Paodi
dated 15-02-05

VS

RESPONDENTS:
(Defendants)

1. Smt. Saraswati Bai, widow of Late Trilokchand Jain.
2. Shri Sunil Kumar Jain, son of Late Trilokchand Jain.

Both residents of Near City Kotwali, Halwai Line, Sadar Bazar, Raipur.

WRIT PETITION UNDER ARTICLE 227 OF THE CONSTITUTION OF INDIA.

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P. 617 / सन् 2005

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	~~4-3-2005~~	

Heard Miss Sharmila Singhai, counsel for the petitioner, on admission.

The petitioner by this writ petition has questioned the legality and propriety of the order dated 17-11-2004 passed by the 5th Additional District Judge, Raipur, in M.J.C.No.75/2004, whereby the learned Additional District Judge allowing the application of the respondents filed under Order 26 Rule 9 of the Code of Civil Procedure appointed a Tehsildar for site inspection and submitting the report.

Having heard learned counsel for the petitioner and having regard to the facts and circumstances of the case, I am of the opinion that it is not a fit case in which the extra ordinary jurisdiction of this Court should be invoked. Therefore, the writ petition is dismissed, at the admission stage itself.

Consequently, M.(W.)P No.505/2005 and I.A.No.1292/2005 stand disposed of.

Sd/-
L.C.BHADOO
Judge

Soma